

IN THE MARION SUPERIOR COURT
CAUSE NO. 49D11-0708-PL-033186

FILED
(167) SEP 17 2007
Elizabeth A. White
CLERK OF THE MARION CIRCUIT COURT

THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED that the Motion for Default Judgment is **GRANTED** in favor of the Plaintiff, State of Indiana, and against the Defendant, Jennifer Beatty.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that pursuant to Indiana Code § 24-5-0.5-4(c)(1), the Defendant, Jennifer Beatty, her agents, representatives, employees, successors and assigns are permanently enjoined from engaging in the following:

- a. Representing, expressly or by implication, the subject of a consumer transaction has sponsorship, approval, characteristics, accessories, uses, or benefits it does not have which the Defendant knows or should reasonably know it does not have;
- b. Representing, expressly or by implication, the Defendant is able to deliver or complete the subject of the consumer transaction within a reasonable period of time, when the Defendant knows or reasonably should know she cannot; and
- c. Representing, expressly or by implication, a consumer will be able to purchase the subject of a consumer transaction as advertised by the Defendant, if the Defendant does not intend to sell it.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that judgment is entered for the Plaintiff, State of Indiana, and against the Defendant, Jennifer Beatty, as follows:

- a. The contracts previously entered into by the Defendant with consumers Silke Winter and Eva H. Muttenthaler are cancelled pursuant to Ind. Code § 24-5-0.5-4(d).

- b. The Defendant shall pay consumer restitution, pursuant to Ind. Code § 24-5-0.5-4(c)(2), in the amount of One Thousand Four Hundred and Twenty-Seven Dollars (\$1,427.00), payable to the Office of the Attorney General, for allocation and distribution to the following consumers in the following amounts:

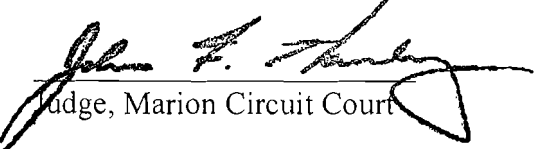
1. Silke Winter of New York, New York	\$ 927.00; and
2. Eva. H. Muttenthaler of San Francisco, California	<u>\$ 500.00.</u>
TOTAL:	\$1,427.00

- c. The Defendant shall pay the Office of the Attorney General its costs in investigating and prosecuting this action, pursuant to Ind. Code § 24-5-0.5-4(c)(3), in the amount of Five Hundred and Seventy Dollars (\$570.00).
- d. The Defendant shall pay civil penalties, pursuant to Ind. Code § 24-5-0.5-4(g), for the Defendants' knowing violations of the Deceptive Consumer Sales Act, in the amount of Two Thousand Dollars (\$2,000.00), payable to the State of Indiana.
- e. The Defendant shall pay civil penalties, pursuant to Ind. Code § 24-5-0.5-8, for the Defendant's intentional violations of the Deceptive Consumer Sales Act, in the amount of One Thousand Dollars (\$1,000.00), payable to the State of Indiana.

A total monetary judgment in the amount of Four Thousand Nine Hundred Ninety-Seven Dollars (\$4,997.00) shall therefore be entered in favor of the Plaintiff, State of Indiana, and against the Defendant, Jennifer Beatty.

All of which is **ORDERED, ADJUDGED, AND DECREED** this _____ day of

SEP 17 2007, 2007.


Judge, Marion Circuit Court

Distribution:

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